

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:
 Date: 18 October 2006 Name: C. Noel Kaman, Reg. No. 51,857 Signature: C. Noel Kaman

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& LIONE** *BFW AF*

OCT 23 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **Botstein, et al.**

Appln. No.: **10/677,669**

Filed: **October 1, 2003**

For: **METHOD FOR DIAGNOSING LUNG
AND COLON CANCER USING PRO357
SPECIFIC ANTIBODIES**

Attorney Docket No: **10466/485 (P2548P1C11-C1)**

Examiner: **David J. Blanchard**

Art Unit: **1643**

Mail Stop Amendment
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal Letter (in duplicate); Request for Reconsideration with Declaration of Randy Scott, Ph.D. Under 37 C.F.R. Section 1.132
- ☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

18 October 2006
 Date

C. Noel Kaman
 C. Noel Kaman (Reg. No. 51,857)

BRINKS HOFER GILSON & LIONE

NBC Tower – Suite 3600, 455 N. Cityfront Plaza Drive, Chicago, IL 60611-5599

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Mail Stop Non-Fee Amendment, Commissioner for
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on 18 October 2006

Date of Deposit

C. Noel Kaman, Reg. No. 51857

Name of applicant, assignee or
Registered Representative

C. Noel Kaman

Signature

18 October 2006

Date of Signature

Our Case No. 10466/485
P2548P1C11-C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

Botstein et al.)

Serial No.: 10/677,669)

Filing Date: October 1, 2003)

For: METHOD FOR DIAGNOSING)
LUNG AND COLON CANCER)
USING PRO357 SPECIFIC)
ANTIBODIES)

Examiner: David J. Blanchard

Group Art Unit No.: 1643

REQUEST FOR RECONSIDERATION

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed August 18, 2006, Applicants respectfully request reconsideration in light of the following amendments and remarks.

Amendments to the Title begin on page 2 of this paper.

A Listing of the Claims begins on page 3 of this paper.

Remarks begin on page 4 of this paper.

Amendments to the Title:

Please amend the title by deleting the original title and replacing it with the following title, as suggested by the Examiner in the Office action mailed 2/27/2006:

“Method for Diagnosing Lung and Colon Cancer Using PRO357 Specific Antibodies.”